

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

JOHN D. HAWKINS, JR., )  
Petitioner, )  
v. ) Case No. 4:13CV2325 JAR  
DOUG PRUDDEN, )  
Respondent. )

**MEMORANDUM AND ORDER**

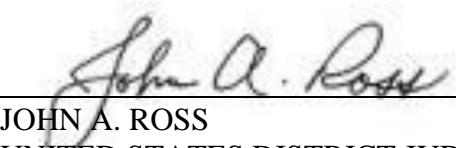
This matter is before the Court on Petitioner's Motion for "Default of Judgment" (ECF No. 19) and Respondent's Motion for Extension of Time to file a surreply (ECF No. 20). In the Default of Judgment, Petitioner asks for a default judgment because of Respondent's failure to file a surreply. In the Motion for Extension of Time, Respondent asks for leave to file a surreply no later than October 10, 2014.

Accordingly,

**IT IS HEREBY ORDERED** that on Petitioner's Motion for "Default of Judgment" [19] is **DENIED** without prejudice.

**IT IS FURTHER ORDERED** that Respondent's Motion for Extension of Time to file a surreply [20] is **GRANTED**. Respondent shall file a surreply no later than **October 10, 2014**.

Dated this 22<sup>nd</sup> day of September, 2014.

  
\_\_\_\_\_  
JOHN A. ROSS  
UNITED STATES DISTRICT JUDGE